

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Inventor(s): ABBOTT, Frank Slade; KARAGIOZOV, Stoyan Kostadinov  
Title: VALPROIC ACID ANALOGUES AND PHARMACEUTICAL COMPOSITIONS THEREOF  
Serial No.: 10/539049 Confirmation No.: 7391  
Filed: 16 December 2003  
Examiner: MariaLouisa Lao, Ph.D. Art Unit: 1621  
Date: 23 October 2007

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

This is in response to the restriction requirement set out in the Office Action mailed on 23 April 2007. The Applicant respectfully petitions for a 5 month extension of time to respond. The fee for this submission is being submitted herewith.

The Applicant hereby elects the following species without traverse:

A compound having the formula (I), or a pharmaceutical composition or a prodrug of said compound, and a method of using said compound or a pharmaceutical composition or prodrug of said compound, wherein:

R1 is either absent (in the case of an unsaturated derivative) or H;

R2 is a linear or branched propyl or propenyl substituent that may be optionally fluorinated; and

R3 is a fluorinated propyl or fluorinated propenyl substituent.

The following claims encompass the elected invention: claims 1, 2, 3, 9, and 28-40.

The Applicant reserves the right to file divisional application(s) in respect of the non-elected subject matter.

Respectfully submitted,

By:



Thomas W. Bailey  
Registration No. 36,411  
tel: 604.669.3432 ext. 8938  
fax: 604.681.4081  
e-mail: tbailey@patentable.com

Vancouver, B.C.  
CANADA